

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

Baell et al.

Serial No.: 09/995,277

Filed: 26 November 2001

Atty. File No.: 4102-5-1

For: Fc Receptor Modulators and Uses Thereof)

) Group Art Unit: 1614

) Examiner: Phyllis Spivack

) TERMINAL DISCLAIMER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS
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18 FEB 2004

SHERIDAN ROSS P.C.

BY:

Robert D. Traver

Dear Sir:

I, Robert D. Traver, declare that I am an attorney of record in relation to the above-identified patent application and am authorized to sign this document on behalf of Ilexus Pty Limited, and that Ilexus Pty Limited is a corporation having a place of business at ACN 064 772 103, C/- Austin Research Institute, Kronheimer Building, A&RMC, Studley Road, Heidelberg, VIC 3084, Australia and that Ilexus Pty Limited is the owner by assignment of the entire right, title and interest in and to U.S. Patent Application Serial No. 09/995,277 for Fc RECEPTOR MODULATORS AND USES THEREOF filed in the U.S. Patent Office on November 26, 2001.

I hereby disclaim, on behalf of Ilexus Pty Limited, the terminal part of any patent granted on U.S. Patent Application Serial No. 09/995,277 which would extend beyond the expiration date of U.S. Patent No. 6,355,383 B1, and hereby agree on behalf of Ilexus Pty Limited that any patent granted on U.S. Patent Application Serial No. 09/995,277 shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to any patent granted on U.S. Patent No. 6,355,383 B1, this agreement to run with any patent granted on U.S. Patent Application Serial No. 09/995,277 and to be binding upon the grantee of such patent

and its successors or assigns.

I do not disclaim any terminal part of any patent granted on U.S. Patent Application Serial No. 09/995,277 prior to the expiration date of the full statutory term of U.S. Patent No. 6,355,383 B1, in the event that such patent later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321(a), has all claims cancelled by reexamination certificate, or is otherwise terminated prior to expiration of its statutory term, except for the separation of legal title stated above.

The evidentiary documents accompanying or referred to in the instant Terminal Disclaimer have been reviewed by the undersigned and it is certified that to the best of the attorney's knowledge, title is in the assignee.

Please debit Deposit Account No. 19-1970 for the statutory disclaimer fee of \$110.00 as specified under 37 C.F.R. 1.20(d).

Respectfully submitted,

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Attachment

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